

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK**

State Farm Mutual Automobile Insurance Company and State Farm Fire and Casualty Company,  
Plaintiffs,  
v.  
Metro Pain Specialists, P.C. et al.,  
Defendants.

**DECLARATION OF JONATHAN MARKS IN SUPPORT OF PLAINTIFFS' MOTION  
TO DISMISS DEFENDANTS' COUNTERCLAIMS**

I, **Jonathan Marks**, an attorney duly admitted to practice before this Court, affirm pursuant to 28 U.S.C. § 1746 and under penalty of perjury that the following is true and correct:

1. I am a partner at the firm of Katten Muchin Rosenman LLP, counsel for Plaintiffs State Farm Mutual Automobile Insurance Company and State Farm Fire and Casualty Company (collectively, “Plaintiffs”), in the above-captioned action, and as such, I am familiar with all facts and circumstances heretofore had herein. I submit this declaration in support of Plaintiffs’ Motion to Dismiss Defendants’ Counterclaims.

2. I submit this declaration to place before the Court true and correct copies of the following documents cited in Plaintiffs' Memorandum of Law in Support of Their Motion to Dismiss Defendants' Counterclaims:

Exhibit A (subject to motion to seal)	Page from investigative files maintained by Plaintiffs' Special Investigative Unit.
Exhibit B	Letter to counsel for the Dolsky Defendants, dated December 15, 2023.
Exhibit C	Global peer review report by James N. Dillard, dated July 16, 2020.

Dated: March 26, 2024

/s/ Jonathan L. Marks  
Jonathan L. Marks (NY Bar No. 5462874)  
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